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Attorneys for Defendants,
 C&H SUGAR COMPANY, INC. and
 AMERICAN SUGAR REFINING, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

DAVID REY,

Plaintiff,

v.

C&H SUGAR COMPANY, INC., a Delaware
 Corporation, AMERICAN SUGAR
 REFINING, INC., a Delaware Corporation,
 and DOES 1-100, inclusive,

Defendant.

CASE NO. CV 10-01970 SI

**STIPULATION AND ~~PROPOSED~~
 ORDER TO CONTINUE PRE-TRIAL
 DATES**

The parties hereby stipulate and agree as follows:

WHEREAS; the parties took longer than expected to complete the electronically stored

1 information (“ESI”) collection due to an error caused by Defendant’s third-party vendor.

2 WHEREAS; the parties have agreed to mediate this matter and would like to do so
3 before incurring expense to prepare and oppose motions for summary judgment.

4 WHEREAS; Plaintiffs would like to complete the depositions of third-party witnesses
5 Francine Cronin and Kim Merritt prior to participating in mediation.

6 THE PARTIES HEREBY AGREE AND REQUEST a continuance of the pre-trial dates
7 as follows:

8 Dispositive motions:

- 9 • Filed by: August 31, 2012
- 10 • Opp. due by: September 14, 2012
- 11 • Reply due by: September 21, 2012
- 12 • Set for hearing no later than: October 5, 2012 at 9:00 a.m.

13 Non-Expert Discovery cutoff: October 8, 2012

14 Expert designation: August 17, 2012

15 Rebuttal expert designation: September 17, 2012

16 Expert discovery cutoff: October 8, 2012

17 Pretrial conference: November 5, 2012 at 3:30 p.m.

18 Jury Trial: November 19, 2012 at 8:30 a.m.

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1 DATED: June 11, 2012

GEONETTA & FRUCHT, LLP

2 By: /s/ Kenneth N. Frucht
3 Kenneth N. Frucht, Esq.
4 Frederick J. Geonetta, Esq.
Attorneys for Plaintiffs
5 DAVID REY

6 DATED: June 11, 2012

EPSTEIN BECKER & GREEN, P.C.

7 By: /s/ Lauren M. Cooper
8 Steven R. Blackburn
9 Matthew A. Goodin
10 Lauren M. Cooper
Attorneys for Defendants,
C&H SUGAR COMPANY, INC. and
11 AMERICAN SUGAR REFINING, INC.

12 **[PROPOSED] ORDER**

13 IT IS HEREBY ORDERED that the pre-trial dates are continued as follows:

14 Dispositive motions:

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26 **PURSUANT TO THE STIPULATION, IT IS SO ORDERED.**

27 Date: 6/12/12

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JUDGE OF THE DISTRICT COURT